REMARKS

Claims 1 and 3-40 are currently pending in this application. Claims 11, 17, 18, 20 and 31 have been amended. New claims 32-40 have been added. In the Final Office Action mailed August 30, 2007, all of the pending claims were rejected. More specifically, the status of the application in light of this Office Action is as follows:

(A)   Claims 1, 3, 4, 9-14, 17, 19-23, and 25-31 were rejected under 35 U.S.C. § 103(a) as unpatentable over U.S. Patent No. 6,594,690 to Cantwell ("Cantwell") in view of Published U.S. Patent App. No. US 2002/0085244 to Blasio et al. ("Blasio");

(B)   Claims 5-8, 15, 16, and 18 were rejected under 35 U.S.C. § 103(a) as unpatentable over Cantwell in view of Blasio and U.S. Pat. No. 6,785,805 to House et al. ("House"); and

(C)   Claim 24 was rejected under 35 U.S.C. § 103(a) as unpatentable over Cantwell in view of Blasio and U.S. Pat. No. 5,587,533 to Schneider et al. ("Schneider").

A.   Response to the Section 103(a) Rejection of Claims 1, 3, 4, 9-14, 17, 19-23, and 25-31 (Cantwell and Blasio)

Claims 1, 3, 4, 9-14, 17, 19-23, and 25-31 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Cantwell in view of Blasio. As set forth below, however, the applied references cannot support a Section 103 rejection of these claims for at least the reason that these references fail to teach or suggest all the claimed features.

1.   Independent Claim 1 is Directed to a Server for a Network Adapted to Enable a User at a Station to Scan a Document at a Scanner to Obtain Scanning Data, the Server including, *Inter Alia*, a Database of Scanner Drivers, a Driver Selection System, a Destination Selection System to Enable a User to Select a Location from a Browser, and a Delivery System

Independent claim 1 is directed to a server that enables a user at a station to scan a document at a scanner. The server includes a database of scanner drivers and a driver

selection system to enable the user to select a driver for the scanner from the database of scanner drivers in response to one or more inputs provided to a browser hosted at the station. The server further includes "a destination selection system to enable said user to select a location <u>from said browser</u> for saving said scanning data, said location being selected from locations including locations other than said station." The destination selection system enables a user at a station (e.g., a user utilizing a computer connected to a scanner) to select a location for saving scanning data <u>from the browser</u> hosted at the station. That is, the user can utilize the browser hosted at the station to select a location for saving scanning data. Figure 4, for example, depicts an exemplary driver and destination page that the server sends to the browser for display to the user. The server further includes a delivery system to transfer the selected driver to the station.

2. The Applied Art

a. Cantwell Describes a System and Method for Installing a Device Driver for a Device

Cantwell describes a system and method for installing a device driver for a device by downloading executable code. (Cantwell, 1:34-44.) The executable code downloads a selected driver and then installs the selected driver. (*Id.*)

b. Blasio Describes Systems and Methods for Simplified Scanning Using Multi-Function Devices

Blasio describes how higher-end scanners and multi-function devices enable users to use the scanner's control panel to easily control the scanner, including enabling users to easily select destinations to which scanned images are "pushed." (Blasio, ¶ [0006].) Blasio further describes how lower-end scanners and multi-function devices typically are deficient in this regard for a number of reasons. (*See* Blasio, ¶¶ [0005]-[0007].) Blasio's solution to this problem is systems and methods to "allow a user to select a destination [for scanning data] <u>at a control panel of a scanner or multi-function device</u>." (Blasio, ¶ [0009], emphasis added.)

3.   <u>Cantwell and Blasio Fail to Support a *Prima Facie* Case for Rejecting Claim 1 under Section 103 for at Least the Reason that These References Fail to Teach or Suggest a Destination Selection System to Enable a User to Select a Location from a Browser for Saving Scanning Data, the Location Being Selected from Locations Including Locations other than the Station</u>

Cantwell and Blasio fail to support a *prima facie* case for rejecting claim 1 under Section 103 for at least the reason that these references fail to disclose or suggest several claimed features. For example, as the Office Action correctly notes, Cantwell does not explicitly teach "a destination selection system to enable said user to select a location from said browser for saving said scanning data, said location being selected from locations including locations other than said station." (Office Action, p. 3.) The Office Action, however, asserts that Blasio cures this deficiency. (*Id.*) Applicant respectfully disagrees with this assertion. As outlined above, Blasio's system enables users to select a destination for scanning data <u>at a control panel of a scanner or multi-function device</u> (hereinafter "scanner"). Blasio describes several embodiments of his invention. In each embodiment, a user <u>utilizes the control panel of the scanner</u> to select a destination. (*See, e.g.,* Blasio ¶¶ [0018] and [0041].) Nowhere does Blasio teach or suggest "select[ing] a location <u>from said browser</u>," as recited in claim 1. In direct contrast, Blasio describes that because a user can utilize the scanner's control panel to select a destination, <u>it is no longer necessary for the user to access the computer</u>. (Blasio, ¶ [0048].) Therefore, not only does Blasio fail to teach or suggest the above-quoted feature of claim 1, this reference teaches directly away from the claimed combination of features. Accordingly, the Section 103 rejection of claim 1 should be withdrawn.

Claims 3, 4, 9-11, 21, 25, and 26 depend from base claim 1. Accordingly, the Section 103 rejection of dependent claims 3, 4, 9-11, 21, 25, and 26 should be withdrawn for at least the foregoing reasons, and for the additional features of these dependent claims.

Independent claims 12 and 17 include several features generally similar to those of claim 1. For example, claim 12 recites "a destination selection system to determine a location for storing scanning data <u>from inputs to said browser</u>, said location being selected from locations including locations other than said computer." Claim 17 recites "enabling selection <u>from the browser</u> of a location for storing scanning data in response to said received information, said location being selected from locations including locations other than said scanning station." Accordingly, claims 12 and 17 are patentable over Cantwell and Blasio for the reasons discussed above with respect to claim 1, and for the additional features of those independent claims. Therefore, the Section 103 rejection of claims 12 and 17 should be withdrawn.

Claims 13, 14, 22, 23, and 27-29 depend from base claim 12, and claims 19, 20, 30, and 31 depend from base claim 17. Accordingly, the Section 103 rejection of claims 13, 14, 19, 20, 22, 23, and 27-31 should be withdrawn for at least the foregoing reasons, and for the additional features of these dependent claims.

B.   Response to the Section 103 Rejection of Claims 5-8, 15, 16, and 18 (Cantwell and Blasio and House)

Claims 5-8, 15, 16, and 18 were rejected under Section 103(a) as unpatentable over Cantwell in view of Blasio and House. Claims 5-8 depend from base claim 1, claims 15 and 16 depend from base claim 12, and claim 18 depends from base claim 17. As discussed above, Cantwell and Blasio fail to disclose or suggest all the features of claims 1, 12, and 17. House is relied on in the Office Action for describing "a login system adapted to enable said user to access said driver selection system following establishing an identity of the user." (Office Action, p. 6.) Even assuming for the sake of argument that this is correct, House fails to cure the above-noted deficiencies of Cantwell and Blasio to support a Section 103 rejection of base claims 1, 12, and 17. Accordingly, claims 5-8, 15, 16, and 18 are allowable over the combination of Cantwell, Blasio, and House for at least the reason that these references, either alone or in combination, fail to disclose or suggest the features of claims 1, 12, and 17, and the additional features of corresponding

dependent claims 5-8, 15, 16, and 18. Therefore, the Section 103 rejections of dependent claims 5-8, 15, 16, and 18 should be withdrawn.

C.   Response to the Section 103 Rejection of Claim 24 (Cantwell and Blasio and Schneider)

Claim 24 was rejected under Section 103(a) as unpatentable over Cantwell in view of Blasio and Schneider. Claim 24 depends from base claim 1. As discussed above, Cantwell and Blasio fail to disclose or suggest all the features of claim 1. Schneider is relied on in the Office Action for describing "scanned data that is stored under a user defined file name and the user is queried if the scanned data is to be saved or not." (Office Action, p. 8.) Even assuming for the sake of argument that this is correct, Schneider fails to cure the above-noted deficiencies of Cantwell and Blasio to support a Section 103 rejection of base claim 1. Accordingly, dependent claim 24 is allowable over the combination of Cantwell, Blasio, and Schneider for at least the reason that these references, either alone or in combination, fail to disclose or suggest the features of corresponding base claim 1, and the additional features of this dependent claim. Therefore, the Section 103 rejection of dependent claim 24 should be withdrawn.

D.   New Claims 32-40

New claims 32-40 have been added to the present application. The subject matter of these claims is supported by the figures and text of the original application (e.g., p. 4 and 7 of the Specification and Figure 4). Therefore, these claims do not add any new matter to the application and are fully supported under 35 U.S.C. § 112, first paragraph. Furthermore, new claim 36 recites features generally similar to those of claims 1, 12, and 17. For example, claim 36 recites "means for enabling the user to select a location from the browser for saving the scanning data, wherein the user selects the location from multiple locations including locations other than the remote station." Accordingly claim 36 is patentable over Cantwell and Blasio for the reasons discussed above with respect to claims 1, 12, and 17, and for the additional features of claim 36.
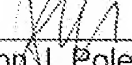
Conclusion

In view of the foregoing, the pending claims comply with the requirements of 35 U.S.C. § 112 and are patentable over the applied art. The applicant accordingly requests reconsideration of the application and a mailing of a Notice of Allowance. If the Examiner has any questions or believes a telephone conference would expedite prosecution of this application, the Examiner is encouraged to contact Aaron Poledna at (206) 359-3982.

Dated: Respectfully submitted,

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